

Public Works and Infrastructure Committee

Meeting No.	4	Contact	Rosalind Dyers, Committee Administrator
Meeting Date	Thursday, April 5, 2007	Phone	416-392-8018
Start Time	9:30 AM	E-mail	rdyers@toronto.ca
Location	Committee Room 1, City Hall		

PW4.3	NO AMENDMENT		Policy	Ward: All
-------	--------------	--	--------	-----------

Proposed Amendment to the Traffic Calming Policy

City Council Decision

City Council on April 23 and 24, 2007, adopted the following motion:

1. The City of Toronto Traffic Calming Policy be amended with respect to public consultation, in accordance with Appendix 1: Flow Chart of Traffic Calming Process (revised 2007), to reflect changes resulting from the enactment of the City of Toronto Act, 2006.

(February 28, 2007) report from the General Manager, Transportation Services.

Committee Recommendations

The Public Works and Infrastructure Committee recommends that:

1. the City of Toronto Traffic Calming Policy be amended with respect to public consultation, in accordance with Appendix 1: Flow Chart of Traffic Calming Process (revised 2007), to reflect changes resulting from the enactment of the City of Toronto Act, 2006.

Financial Impact

There are no additional financial impacts arising from the adoption of the recommendation. There will be, however, operations cost-savings anticipated (i.e., reduced advertising costs), estimated in the amount of \$35,000.00 per year as a result of the amendment to the Traffic Calming public consultation process.

Summary

The City of Toronto Act, 2006 amends a section of the provincial Environmental Assessment Act (EAA) by now excluding traffic calming measures as 'undertakings' and thus they are no longer included in the definition of a class for the purposes of the Act. Consequently, Council will be relieved of this statutory requirement for time consuming and costly notification requirements prior to the installation of traffic calming. This report provides information on the background and implications of this change, and also seeks Council approval to proceed with the recommended revised public consultation process respecting traffic calming.

Background Information

2007-03-28-pw04-3.doc

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2375.pdf>)

PW4.4	NO AMENDMENT		Transactional	Ward: 35
-------	--------------	--	---------------	----------

Drain Grant Appeal - 1 Bexhill Avenue

City Council Decision

City Council on April 23 and 24, 2007, adopted the following motion:

1. Council deny the Drain Grant Appeal for 1 Bexhill Avenue.

(January 24, 2007) report from the General Manager, Toronto Water.

Committee Recommendations

The Public Works and Infrastructure Committee recommends that Council deny the Drain Grant Appeal for 1 Bexhill Avenue.

Financial Impact

There are no financial implications arising from the staff report. There are sufficient funds within the proposed Toronto Water 2007 Operating Budget should Council approve the Drain Grant Appeal.

Summary

The property owner of 1 Bexhill Avenue has requested a reimbursement of \$500 for costs incurred to repair the internal plumbing (collapsed trap) due to tree root infiltration under the Tree Root Removal and Grants Policy Program. To qualify for financial assistance Toronto Water staff must verify that damages are the results of roots from a City-owned tree and application must be submitted to the City within one year from the date of the paid invoice. In this case, there are no City trees in the vicinity of this property and the invoice was received twenty-three months after it was paid, therefore, the property owner does not qualify for financial assistance.

In accordance with the provisions of the Toronto Tree Root Removal and Grants Policy, the application requesting reimbursement as submitted by the property owner should be denied on the basis that there is no evidence of sewer connection damage resulting from a City-owned tree and the paid invoice was not submitted to the City within one year from the date of the paid invoice.

Background Information

2007-03-28-pw04-4.doc

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2376.pdf>)

Speakers

Owner of the Property

PW4.5	NO AMENDMENT		Transactional	Ward: 6
-------	--------------	--	---------------	---------

Drain Grant Appeal - 56 Emerald Crescent

City Council Decision

City Council on April 23 and 24, 2007, adopted the following motion:

1. Council deny the Drain Grant Appeal for 56 Emerald Crescent.

(January 24, 2007) report from the General Manager, Toronto Water.

Committee Recommendations

The Public Works and Infrastructure Committee recommends that Council deny the Drain Grant Appeal for 56 Emerald Crescent.

Financial Impact

There are no financial implications arising from the staff report. There are sufficient funds within the proposed Toronto Water 2007 Operating Budget should Council approve the Drain Grant Appeal.

Summary

The property general manager of 56 Emerald Crescent has requested a total reimbursement of \$2,959 for costs incurred to investigate, clean and repair the sanitary sewer connection due to tree root infiltration under the Tree Root Removal and Grants Policy Program. Eligibility for financial assistance is limited to properties with three or less separate dwelling units. In this case, 56 Emerald Crescent, a residential property with six (6) self-contained dwelling units does not qualify for financial assistance.

In accordance with the provisions of the Toronto Tree Root Removal and Grants Policy, the

application requesting reimbursement as submitted by the property general manager should be denied on the basis that this location is a residential property with six (6) self-contained dwelling units and does not qualify for financial assistance.

Background Information

2007-03-28-pw04-5.doc

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2377.pdf>)

Speakers

Hubert Stefanski

PW4.6	NO AMENDMENT		Transactional	Ward: 40
-------	--------------	--	---------------	----------

Drain Grant Appeal - 6 Ferncrest Gate

City Council Decision

City Council on April 23 and 24, 2007, adopted the following motion:

1. Council deny the Drain Grant Appeal for 6 Ferncrest Gate.

(January 24, 2007) report from the General Manager, Toronto Water.

Committee Recommendations

The Public Works and Infrastructure Committee recommends that Council deny the Drain Grant Appeal for 6 Ferncrest Gate.

Financial Impact

There are no financial implications arising from the staff report. There are sufficient funds within the proposed Toronto Water 2007 Operating Budget should Council approve the Drain Grant Appeal.

Summary

The property owner of 6 Ferncrest Gate has requested a reimbursement of \$2,000 for costs incurred to repair the sanitary sewer connection due to tree root infiltration under the Tree Root Removal and Grants Policy Program. To qualify for financial assistance Toronto Water staff must verify that damages are the results of roots from a City-owned tree. In this case, the tree in question is a private tree owned by the neighbour at 4 Ferncrest Gate and therefore the property owner of 6 Ferncrest Gate does not qualify for financial assistance.

In accordance with the provisions of the Toronto Tree Root Removal and Grants Policy, the application requesting reimbursement as submitted by the property owner should be denied on the basis that there is no evidence of sewer connection damage resulting from a City-owned

tree.

Background Information

2007-03-28-pw04-6.doc

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2378.pdf>)

PW4.7	NO AMENDMENT		Policy	Ward: All
-------	--------------	--	--------	-----------

Amendment to the Drain Grant Policy Appeal Process

City Council Decision

City Council on April 23 and 24, 2007, adopted the following motions:

1. City Council delegate the authority to consider and finally resolve individual drain grant appeals under the City's Drain Grant Policy to the Deputy City Manager responsible for Toronto Water, subject to the following conditions:
 - a. The delegated authority to act applies only in situations where the General Manager of Toronto Water has determined that the request for a grant is ineligible under the terms of the City's Drain Grant Policy and the grant has been denied.
 - b. A written appeal request must be received by the General Manager of Toronto Water within 60 days of the denial of the drain grant application by the General Manager of Toronto Water.
 - c. A written report must be provided by the General Manager of Toronto Water to the Deputy City Manager containing information detailing the matter and the basis for the denial of the grant application in the first instance. This written report may be made available to the individual making the drain grant appeal.
 - d. The delegated authority to act must be exercised in accordance with the terms and conditions of the City's Drain Grant Policy, as may be amended from time to time by City Council.
 - e. The delegated authority to act includes the ability to consider any submissions which may be made by the individual making the appeal and to make such further inquiries for additional information as may be necessary to properly consider the appeal.
 - f. A written response to the appeal will be provided by the Deputy City Manager to the individual making the appeal.
 - g. The Deputy City Manager's decision on the outcome of the individual drain

grant appeal will be final and is not subject to any further appeal.

- h. City Council retains the ability to revoke this delegation of authority at any time.
 - i. Subject to (h), the authority to act with respect to drain grant appeals is fully delegated to the Deputy City Manager responsible for Toronto Water, and neither the Public Works and Infrastructure Committee nor City Council will review and consider drain grant appeals.
2. Subject to the adoption by City Council of Recommendation (1) above, the City's Drain Grant Policy is hereby amended to reflect the delegation of authority to consider and finally resolve drain grant appeals under the City's Drain Grant Policy as set out in Recommendation (1) above.

(March 26, 2007) report from the General Manager, Toronto Water.

Committee Recommendations

The Public Works and Infrastructure Committee recommends that:

- 1. City Council delegate the authority to consider and finally resolve individual drain grant appeals under the City's Drain Grant Policy to the Deputy City Manager responsible for Toronto Water, subject to the following conditions:
 - a. The delegated authority to act applies only in situations where the General Manager of Toronto Water has determined that the request for a grant is ineligible under the terms of the City's Drain Grant Policy and the grant has been denied.
 - b. A written appeal request must be received by the General Manager of Toronto Water within 60 days of the denial of the drain grant application by the General Manager of Toronto Water.
 - c. A written report must be provided by the General Manager of Toronto Water to the Deputy City Manager containing information detailing the matter and the basis for the denial of the grant application in the first instance. This written report may be made available to the individual making the drain grant appeal.
 - d. The delegated authority to act must be exercised in accordance with the terms and conditions of the City's Drain Grant Policy, as may be amended from time to time by City Council.
 - e. The delegated authority to act includes the ability to consider any submissions which may be made by the individual making the appeal and to make such further inquiries for additional information as may be necessary to properly

consider the appeal.

- f. A written response to the appeal will be provided by the Deputy City Manager to the individual making the appeal.
 - g. The Deputy City Manager's decision on the outcome of the individual drain grant appeal will be final and is not subject to any further appeal.
 - h. City Council retains the ability to revoke this delegation of authority at any time.
 - i. Subject to (h), the authority to act with respect to drain grant appeals is fully delegated to the Deputy City Manager responsible for Toronto Water, and neither the Public Works and Infrastructure Committee nor City Council will review and consider drain grant appeals; and
2. subject to the adoption by City Council of Recommendation (1) above, the City's Drain Grant Policy is hereby amended to reflect the delegation of authority to consider and finally resolve drain grant appeals under the City's Drain Grant Policy as set out in Recommendation (1) above.

Financial Impact

There are no financial impacts resulting from this report.

Summary

The purpose of this report is to recommend an amendment to the City's existing Drain Grant Policy whereby authority would be delegated to the Deputy City Manager responsible for Toronto Water to consider and finally resolve individual drain grant appeals under the City's Drain Grant Policy. Currently, the Public Works and Infrastructure Committee and City Council review and consider drain grant appeals.

Background Information

2007-03-28-pw04-7.doc

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2379.pdf>)

PW4.13	NO AMENDMENT		Transactional	Ward: 43
--------	--------------	--	---------------	----------

Portia Street Reconstruction to be Completed with New Road Construction by Developer

City Council Decision

City Council on April 23 and 24, 2007, adopted the following motions:

1. The City enter into a financially secured Agreement with the Owner to provide the reconstruction of Portia Street and Engineering Drawings accepted by Technical

Services.

2. The terms of the agreement between the City and the Owner be to the satisfaction of the Executive Director, Technical Services and the City Solicitor.
3. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.
4. The City provide funding to the owner for the City share of the owner's reconstruction in the amount of \$250,000.00 from the Transportation Services Capital Budget.
5. The City provide funding to the owner for the City share of the watermain replacement in the amount of \$90,000.00 from Toronto Water's District Watermain Replacement account CPW542-01.

(March 7, 2007) report from the Executive Director, Technical Services.

Committee Recommendations

The Public Works and Infrastructure Committee recommends that:

1. the City enter into a financially secured Agreement with the Owner to provide the reconstruction of Portia Street and Engineering Drawings accepted by Technical Services;
2. the terms of the agreement between the City and the Owner be to the satisfaction of the Executive Director, Technical Services and the City Solicitor;
3. the appropriate City officials be authorized and directed to take the necessary action to give effect thereto;
4. the City provide funding to the owner for the City share of the owner's reconstruction in the amount of \$250,000.00 from the Transportation Services Capital Budget; and
5. the City provide funding to the owner for the City share of the watermain replacement in the amount of \$90,000.00 from Toronto Water's District Watermain Replacement account CPW542-01.

Financial Impact

Funding for the reconstruction of the existing section of Portia Street will be funded through the Transportation Services Capital Budget. Funding for the replacement of trees within or adjacent to the existing Portia Street right-of-way should also be made available through the same budget.

Replacement of the existing watermain would similarly be undertaken by the developer and

paid for by the City through Toronto Water's District Watermain Replacement Account.

Any service connections required to service new lots on Portia Street may be constructed by the developer as part of the road reconstruction but will not be eligible for City funding.

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact information.

Summary

The purpose of this report is to co-ordinate road construction efforts on Portia Street for rehabilitation of the existing local road by the City and the proposed road extension by the developer. It is suggested that all road construction activities, including the rehabilitation, on Portia Street be completed by the developer's contractors and the City provide financial compensation to the developer for work completed on the existing roadway.

Council authorization is required to enable the City to enter into an Agreement with Sentex Properties Ltd. (the Owner) to undertake the reconstruction of Portia Street and include the Portia Street reconstruction project in the City's Local Road Reconstruction Program. The work is intended to be funded from the Transportation Services Capital Budget and Toronto Water District Watermain Replacement Program to be completed as a sole source contract under the Purchasing By-law.

Background Information

2007-03-28-pw04-13.doc

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2386.pdf>

PW4.17	NO AMENDMENT		Transactional	Ward: All
--------	--------------	--	---------------	-----------

Ministry of Transportation of Ontario - "Work by Others Program"

City Council Decision

City Council on April 23 and 24, 2007, adopted the following motions:

1. City Council authorize the General Manager of Transportation Services to execute agreements with the Ministry of Transportation of Ontario in relation to the improvements to the rehabilitation of the pavement and sidewalks on roadways within the public right of ways under the jurisdiction of the Province of Ontario at Kennedy Road at Highway 401, McCowan Road at Highway 401 and Weston Road at Highway 401, on the terms and conditions as generally set out in this report, and on such other terms and conditions satisfactory to the General Manager of Transportation Services, and in a form satisfactory to the City Solicitor.
2. The General Manager of Transportation Services be authorized to execute any similar agreements with the Province of Ontario in the future, in relation to work on the sections of roadways crossing and within the right-of-way under Ministry of

Transportation jurisdiction.

3. The appropriate City officials be authorized to take the necessary action to give effect thereto.

(March 29, 2007) report from the General Manager, Transportation Services.

Committee Recommendations

The Public Works and Infrastructure Committee recommends that:

1. City Council authorize the General Manager of Transportation Services to execute agreements with the Ministry of Transportation of Ontario in relation to the improvements to the rehabilitation of the pavement and sidewalks on roadways within the public right of ways under the jurisdiction of the Province of Ontario at Kennedy Road at Highway 401, McCowan Road at Highway 401 and Weston Road at Highway 401, on the terms and conditions as generally set out in this report, and on such other terms and conditions satisfactory to the General Manager of Transportation Services, and in a form satisfactory to the City Solicitor;
2. the General Manager of Transportation Services be authorized to execute any similar agreements with the Province of Ontario in the future, in relation to work on the sections of roadways crossing and within the right-of-way under Ministry of Transportation jurisdiction; and
3. the appropriate City officials be authorized to take the necessary action to give effect thereto.

Financial Impact

There are no financial implications resulting from the adoption of this report.

Transportation Services improvements identified in this report have been approved by City Council as part of the 2007 Capital Budget process. Funds for works under MTO jurisdiction are fully recoverable with no net financial impact to the City.

Summary

The purpose of this report is to obtain City Council approval for the General Manager, Transportation Services to be granted the authority to enter into legal agreements with the Ministry of Transportation of Ontario (MTO) in order to undertake road rehabilitation works within the portion of roads crossing above or below MTO's highways, where MTO currently has jurisdiction.

Background Information

2007-03-28-pw04-17.doc

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-2732.pdf>

Submitted Thursday, April 5, 2007

Councillor Glenn De Baeremaeker, Chair, Public Works and Infrastructure Committee